

**32B-4-702 Definitions.**

As used in this part:

- (1)
  - (a) For purposes of Section 32B-4-703, "exclusion" is as defined in 27 C.F.R. Sec. 8.51 through 8.54.
  - (b) For purposes of Section 32B-4-704, "exclusion" is as defined in 27 C.F.R. Sec. 6.151 through 6.153.
- (2)
  - (a) "Industry member" means:
    - (i) an alcoholic product manufacturer;
    - (ii) a producer;
    - (iii) a supplier;
    - (iv) an importer;
    - (v) a wholesaler;
    - (vi) a bottler;
    - (vii) a warehouser and bottler; or
    - (viii) for a person described in Subsections (2)(a)(i) through (vii), any of its:
      - (A) affiliates;
      - (B) subsidiaries;
      - (C) officers;
      - (D) directors;
      - (E) partners;
      - (F) agents;
      - (G) employees; or
      - (H) representatives.
  - (b) "Industry member" does not include:
    - (i) the commission;
    - (ii) a commissioner;
    - (iii) the director;
    - (iv) the department; or
    - (v) a department employee.
- (3) "Product" means an alcoholic product or item associated with an alcoholic product.
- (4) "Retailer" means:
  - (a) the holder of a license or permit issued by the commission or by a local authority to allow the holder to engage in the sale of an alcoholic product to a patron whether for consumption on or off the premises; or
  - (b) an agent, officer, director, shareholder, partner, or employee of a holder described in Subsection (4)(a).

Enacted by Chapter 276, 2010 General Session